

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

ADRIAN RAMIREZ,

Petitioner,

vs.

JOE NORWOOD, Warden,

Respondent.

Civil No. 08-0508 JM (RBB)

**ORDER GRANTING APPLICATION
TO PROCEED IN FORMA PAUPERIS**

On March 18, 2008, Petitioner, a detainee in the custody of the Department of Homeland Security, Bureau of Immigration and Customs Enforcement, proceeding pro se, filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 along with a request to proceed in forma pauperis. [Doc. No. 1.] On March 26, 2008, this Court dismissed Petitioner's case and denied his request to proceed in forma pauperis because it appeared Petitioner could pay the \$5 filing fee as his prison trust account statement reflected a \$13.72 balance. [Doc. No. 3.] To have his case reopened, Petitioner was required to file a copy of the dismissal Order along with proof of his inability to pay the filing fee no later than May 27, 2008.

On April 7, 2008, Petitioner filed a second request to proceed in forma pauperis which reflects a zero dollar trust account balance at the facility in which he is presently confined. It appears Petitioner cannot afford the \$5.00 filing fee.

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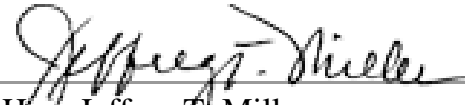
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1 Thus, the Court **GRANTS** Petitioner's application to proceed in forma pauperis, and
2 allows Petitioner to prosecute the above-referenced action as a poor person without being
3 required to prepay fees or costs and without being required to post security. *The Clerk of the*
4 *Court shall file the Petition for Writ of Habeas Corpus without prepayment of the filing fee.*

5
6 **IT IS SO ORDERED.**

7 DATED: April 10, 2008

8 
9 Hon. Jeffrey T. Miller
United States District Judge